

1 STEPHEN E. TAYLOR (SBN 58452)
2 JAN J. KLOHONATZ (SBN 111718)
3 STACEY L. WEXLER (SBN 184466)
4 TAYLOR & COMPANY LAW OFFICES, INC.
5 One Ferry Building, Suite 355
6 San Francisco, California 94111
7 Telephone: (415) 788-8200
8 Facsimile: (415) 788-8208
9 E-mail: staylor@tcolaw.com
10 E-mail: jklohonatz@tcolaw.com
11 E-mail: swexler@tcolaw.com

12 Attorneys for Plaintiffs
13 GOOGLE INC. and KAI-FU LEE

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

GOOGLE INC. and KAI-FU LEE,

Plaintiffs,

v.

MICROSOFT CORPORATION,

Defendant.

Case No.: CV 05-03095 (RMW)

**[PROPOSED] ORDER GRANTING
MOTION BY PLAINTIFFS GOOGLE
INC. AND KAI-FU LEE FOR SUMMARY
JUDGMENT**

Date: October 14, 2005
Time: 9:00 a.m.
Place: Courtroom 6

Honorable Ronald M. Whyte

The motion by plaintiffs Google Inc. and Kai-Fu Lee for summary judgment in the above-captioned action (“Motion”) came on regularly for hearing before the Honorable Ronald M. Whyte on October 14, 2005, in Courtroom 6 of the San Jose Division of the above-captioned Court. All parties appeared and were represented at the hearing by and through their respective counsel of record.

Having considered all papers filed by the parties in favor of and in opposition to the Motion, the arguments of counsel appearing at the hearing on this matter, and all other matters deemed to be appropriate by the Court,

IT IS HEREBY ORDERED that the Motion by Plaintiffs Google Inc. and Kai-Fu Lee for Summary Judgment is GRANTED in its entirety.

DATED: _____

HONORABLE RONALD M. WHYTE
UNITED STATES DISTRICT JUDGE